

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RAHUL MEWAWALLA,

Plaintiff,

v.

STANLEY C. MIDDLEMAN, et al.,

Defendants.

Case No. [21-cv-09700-EMC](#)

**ORDER GRANTING PLAINTIFF'S
REQUEST FOR MOTION TO
COMPEL DEFENDANTS TO
PRODUCE DOCUMENTS**

Docket No. 42

Parties submitted a joint letter regarding a discovery dispute. *See* Docket No. 42 (“Disc. Letter”). Plaintiff Rahul Mewawalla (“Plaintiff”) requests the Court order Defendants to produce responsive documents. Defendants Freedom Mortgage Corporation and Xpanse, LLC (“Defendants”) oppose Plaintiff’s request. The Court **GRANTS** Plaintiff’s request.

The documents in dispute relate to Timothy Beard, Xpanse’s CFO, whose at-will employment was terminated at the same time that Plaintiff’s employment was terminated. *Id.* at 1. Specifically, Plaintiff seeks production of correspondence with Mr. Beard relating to the conversion of Xpanse from a C-corporation to a limited liability company, the reasons Xpanse terminated Mr. Beard’s employment, and correspondence with Mr. Beard pertaining to Xpanse’s equity. *Id.* at 2. These documents appear relevant to Plaintiff’s allegations that both he and Mr. Beard were fired in retaliation for opposing Xpanse’s corporate conversion and engaging in coordinated efforts to protect their promised compensation and equity. *See* Complaint ¶ 97. Contrary to Defendants’ arguments, Plaintiff is not “ask[ing] for all documents and discovery under the sun.” Disc. Letter at 3. Plaintiff’s tailored request is proportional to the needs of the case. *See Gilead Scis., Inc. v. Merck & Co, Inc.*, No. 5:13-CV-04057-BLF, 2016 WL 146574, at

*1 (N.D. Cal. Jan. 13, 2016); Fed. R. Civ. P. 26(b)(1).

Thus, the Court grants Plaintiff's request for an order to compel Defendant to produce documents and orders Defendants to produce: (1) correspondence with and documents pertaining to Mr. Beard relating to the conversion of Xpanse; (2) documents pertaining to why Xpanse terminated Mr. Beard's employment; and (3) correspondence with Mr. Beard and documents pertaining to Xpanse's equity.

This order disposes of Docket No. 42.

IT IS SO ORDERED.

Dated: December 12, 2022



EDWARD M. CHEN
United States District Judge